



Journal of the House

State of Indiana

119th General Assembly

First Regular Session

Fourth Day

Monday Afternoon

January 12, 2015

The invocation was offered by Senior Pastor Jim Ballenger of Harris Chapel in Selma, a guest of Representative Greg R. Beumer.

The House convened at 1:30 p.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Sheila A. Klinker.

The Speaker ordered the roll of the House to be called:

Arnold	Klinker
Austin	Koch
Aylesworth	Lawson
Bacon	Lehe
Baird	Lehman
Bartlett	Leonard
Bauer	Lucas
Behning	Macer <input type="checkbox"/>
Beumer	Mahan
Borders	Mayfield
Braun	McMillin
C. Brown	McNamara
T. Brown	D. Miller
Burton	Moed
Carbaugh	Morris
Cherry	Morrison
Clere	Moseley
Cook	Negele
Cox	Niezgodski <input type="checkbox"/>
Culver	Nisly
Davisson	Ober
DeLaney	Olthoff
Dermody	Pelath
DeVon	Pierce
Dvorak	Porter
Eberhart	Price
Errington	Pryor
Fine	Rhoads
Forestal	Richardson
Friend	Riecken
Frizzell	Saunders
Frye	Schaibley
GiaQuinta	Shackleford
Goodin	Slager
Gutwein	Smaltz
Hale	M. Smith
Hamm	V. Smith
Harman	Soliday
Harris	Speedy
Heaton	Stemler
Huston	Steuerwald
Judy	Sullivan
Karickhoff	Summers
Kersey	Thompson
Kirchhofer	Torr

Truitt
Ubelhor
VanNatter
Washburne
Wesco

Wolkins ☐
Wright
Zent
Ziemke
Mr. Speaker

Roll Call 4: 97 present; 3 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Tuesday, January 13, 2015, at 1:30 p.m.

DAVISSON

The motion was adopted by a constitutional majority.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 2

Representatives Price, Arnold, Baird, Bartlett, Bauer, Beumer, Braun, Burton, Cox, Culver, Dermody, DeVon, D. Miller, Eberhart, Fine, Forestal, Friend, Frizzell, GiaQuinta, Gutwein, Hale, Hamm, Harman, Harris, Heaton, Huston, Judy, Kirchhofer, Koch, Lawson, Lehe, Leonard, Macer, Mahan, Mayfield, M. Smith, Morris, Morrison, Moseley, Negele, Niezgodski, Olthoff, Pelath, Saunders, Slager, Soliday, Truitt, Ubelhor, VanNatter, Wright, Zent and Clere introduced House Concurrent Resolution 2:

A CONCURRENT RESOLUTION honoring Robert Hyatt for his years of dedicated service to his country and his state.

Whereas, Born on February 17, 1925, in Morgan County, Robert Hyatt served his country in the United States Army during World War II and the Korean War and in the United States Marines during Vietnam;

Whereas, Robert Hyatt is one of an estimated 33,890 three-war veterans alive today;

Whereas, All Three Wars, a veterans' organization, lists only one other Indiana resident as a member;

Whereas, Because of his great and undying love for his country, Robert Hyatt spent a large portion of his life away from his beloved family serving his country during three wars and in two different branches of the military;

Whereas, Robert Hyatt's military career began as a field medic under the command of General George S. Patton in the United States Army, deployed from 1943 to 1945;

Whereas, During World War II and the Korean War, field medics were not issued rifles but were given a medical bag and a side arm;

Whereas, During his service as a World War II medic, Robert Hyatt was shot in the leg;

Whereas, Robert Hyatt was honorably discharged from the Army on November 20, 1945;

Whereas, Robert Hyatt reenlisted in the Army's 8055 MASH Unit as a front line field medic and served in Korea from July 4, 1950 until July 14, 1951;

Whereas, During this time, Robert Hyatt was stabbed by the enemy with a bayonet while providing medical aid to a dying soldier;

Whereas, After recovering from his injury, Robert Hyatt served two tours of duty in Okinawa from 1950 until 1952 and finished out his tour of duty stationed at Fort Bragg, North Carolina, where he worked in the military hospital as an anesthesiologist until his honorable discharge on March 20, 1953;

Whereas, Upon his discharge from the Army in 1953, Robert immediately enlisted in the United States Marine Corps;

Whereas, Robert Hyatt's last tour of duty was in Vietnam where he worked directly on the expansion of the Da Nang Air Base by 2,350 acres with two 10,000 foot asphalt runways with concrete touchdown pads, parallel taxiways, and a heliport;

Whereas, After 20 years of active duty in the United States Military that spanned four continents, included two significant combat injuries, and several commendations including five Bronze Service Stars, Sergeant Robert Hyatt was transferred from the United States Marine Corps to the Fleet Marine Corps Reserve on July 15, 1966;

Whereas, Robert Hyatt traveled the world before returning home to Indiana to start his own family;

Whereas, Robert worked as a security guard for several businesses in Indiana and Illinois until his health deteriorated; and

Whereas, Robert Hyatt's selfless acts of courage through three wars earns him the title of hero: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly wishes to recognize the great love of country and dedication to service that was displayed by Robert Hyatt in the United States Army and Marine Corps. Robert dedicated more than 20 years of his life to serving and defending his country to the best of his ability. Robert is a true Hoosier Hero.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Robert Hyatt and his family.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Walker, Banks, Bassler, Boots, Bray, Broden, Charbonneau, Crider, Delph, Ford, C. Glick, Grooms, Holdman, Houchin, Kenley, Kruse, Lanane, Leising, Long, Merritt, Patricia Miller, Pete Miller, Mrvan, Perfect, Raatz, Schneider, Smith, Steele, Stoops, Tallian, Tomes, Waltz and Yoder.

House Concurrent Resolution 3

Representatives Stemler, Goodin, Clere and Rhoads introduced House Concurrent Resolution 3:

A CONCURRENT RESOLUTION memorializing Army Specialist Christopher Shane Wright by renaming the section of State Road 62 between the State Road 3 and State Road 265 interchange as "Christopher Shane Wright Memorial Highway".

Whereas, On Thursday, August 19, 2010, Army Specialist Christopher Shane Wright was seriously wounded during a firefight with the enemy in Kunar Province;

Whereas, Specialist Wright was treated immediately by unit medical personnel and evacuated to the nearest treatment facility where he died of his wounds;

Whereas, Specialist Wright, a squad automatic weapon gunner, was assigned to Charlie Company, 1st Battalion of the 75th Ranger Regiment, Hunter Army Airfield, Fort Stewart, Georgia;

Whereas, On his third deployment in support of the War on Terror, Specialist Wright had previously been deployed to Afghanistan and Iraq;

Whereas, Specialist Wright was posthumously awarded the Bronze Star Medal, Army Commendation Medal, and Purple Heart for his bravery;

Whereas, During his military career, Specialist Wright had also received the Combat Infantryman Badge, the Expert Infantryman Badge, the Parachutist Badge, the Army Commendation Medal, the Army Good Conduct Medal, the National Defense Service Medal, the Iraq Campaign Medal with combat star, the Global War on Terrorism Service Medal, and the Army Service Ribbon;

Whereas, Specialist Wright, who enlisted in the United States Army in 2005, was described by his superiors as "the epitome of a Ranger", who volunteered to serve his country in a time of war and ultimately gave his life in its defense;

Whereas, Native to Clark County, Specialist Wright was born on January 31, 1987, and attended the Sacred Heart of Jesus Catholic School in Jeffersonville and New Washington Junior/Senior High in New Washington;

Whereas, Specialist Wright enjoyed snowboarding, horseback riding, Boy Scouts, baseball, and basketball;

Whereas, The renaming of the section of State Road 62 between the State Road 3 and State Road 265 interchange as "Christopher Shane Wright Memorial Highway" is proper and fitting because this section of State Road 62 connects the families of his mother and father and is the roadway most traveled in his lifetime;

Whereas, Specialist Wright's service, loyalty, legacy, and life should never be forgotten; and

Whereas, Specialist Christopher Shane Wright bravely faced the enemies of his country, while selflessly placing the lives of his fellow Rangers above his own; he will be greatly missed: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly would like to express its deepest sympathy to Specialist Wright's family at the loss of their loved one and the pride that all Hoosiers feel for having had a young man so brave and proud to protect us in this time of war.

SECTION 2. That the Principal Clerk of the House of Representatives transmit copies of this resolution to his mother, Linda Wright-Dennis, his father, James Cochran, and the commissioner of the Indiana Department of Transportation.

The resolution was read a first time and referred to the Committee on Roads and Transportation.

Senate Concurrent Resolution 2

The Speaker handed down Senate Concurrent Resolution 2, sponsored by Representative Messmer:

A CONCURRENT RESOLUTION honoring the 40th Anniversary and accomplishments of the Indiana Winery and Vineyard Association and its membership of Indiana growers and vintners.

Whereas, The Indiana Winery and Vineyard Association was formed in 1975, after the Indiana General Assembly adopted the Indiana Small Winery Act of 1971;

Whereas, The Indiana Winery and Vineyard Association is a non-profit trade association of Indiana growers and vintners that have joined together to build a world class competitive grape and wine industry;

Whereas, Since the organization's founding, the wine industry in Indiana has expanded to over 80 growers and vintners that attract over two million visitors per year and are a major contributor to the tourism industry in Indiana;

Whereas, The Indiana Winery and Vineyard Association encourages, stimulates, and supports academic research in enology, viticulture, and marketing; and

Whereas, As an organization, the members of the Indiana Winery and Vineyard Association recently won a total of 223 medals in the 2014 Indy International Wine Competition where 45 international judges tasted wines from 40 states and 11 countries: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:

SECTION 1. That the Indiana Senate honors the 40th Anniversary of the Indiana Winery and Vineyard Association.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to the Indiana Winery and Vineyard Association.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

INTRODUCTION OF BILLS

With consent of the members, the following bills and joint resolutions on Bill List 4 were read a first time by title and referred to the respective committees:

HB 1152 — Moseley

Committee on Ways and Means

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1153 — Moseley

Committee on Employment, Labor and Pensions

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

HB 1154 — Moseley

Committee on Ways and Means

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

HB 1155 — Moseley

Committee on Courts and Criminal Code

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

HB 1156 — Moseley

Committee on Ways and Means

A BILL FOR AN ACT concerning education and to make an appropriation.

HB 1157 — Bacon

Committee on Public Health

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

HB 1158 — Riecken

Committee on Local Government

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1159 — Judy

Committee on Veterans Affairs and Public Safety

A BILL FOR AN ACT to amend the Indiana Code concerning military and veterans.

HB 1160 — Judy

Committee on Judiciary

A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

HB 1161 — GiaQuinta

Committee on Judiciary

A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.

HB 1162 — GiaQuinta

Committee on Public Policy

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

HB 1163 — Rhoads

Committee on Local Government

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1164 — Fine, Soliday

Committee on Government and Regulatory Reform

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1165 — Fine

Committee on Government and Regulatory Reform

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

HB 1166 — Fine

Committee on Government and Regulatory Reform

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

HB 1167 — Fine

Committee on Ways and Means

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

HB 1168 — Fine

Committee on Elections and Apportionment

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

HB 1169 — Kersey

Committee on Public Policy

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

HB 1170 — Ubelhor

Committee on Agriculture and Rural Development

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

HB 1171 — Nisly

Committee on Roads and Transportation

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

HB 1172 — Shackelford

Committee on Employment, Labor and Pensions

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety and to make an appropriation.

HB 1173 — Shackelford

Committee on Elections and Apportionment

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

HB 1174 — Moseley, Zent, Gutwein

Committee on Ways and Means

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

HB 1175 — Karickhoff

Committee on Agriculture and Rural Development

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals and to make an appropriation.

HB 1176 — Karickhoff

Committee on Education

A BILL FOR AN ACT to amend the Indiana Code concerning education.

HB 1177 — Karickhoff

Committee on Public Policy

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

HB 1178 — Karickhoff

Committee on Education

A BILL FOR AN ACT to amend the Indiana Code concerning education.

HB 1179 — Karickhoff

Committee on Ways and Means

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

HB 1180 — Karickhoff

Committee on Courts and Criminal Code

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

HB 1181 — Lehe, Friend, Klinker, Gutwein

Committee on Agriculture and Rural Development

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

HB 1182 — Frye R

Committee on Veterans Affairs and Public Safety

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

HB 1183 — Davisson, Heaton, Errington

Committee on Public Health

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

HB 1184 — Davisson, Clere, Zent, Austin

Committee on Courts and Criminal Code

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

HB 1185 — Bauer, Clere

Committee on Environmental Affairs

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

HB 1186 — Leonard

Committee on Employment, Labor and Pensions

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

HB 1187 — Pryor

Committee on Courts and Criminal Code

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

HB 1188 — Smith V, Behning, Clere

Committee on Education

A BILL FOR AN ACT to amend the Indiana Code concerning education.

HB 1189 — Smith V, Truitt

Committee on Ways and Means

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

HB 1190 — Smith V, Clere

Committee on Education

A BILL FOR AN ACT to amend the Indiana Code concerning education.

HB 1191 — Riecken

Committee on Ways and Means

A BILL FOR AN ACT concerning natural and cultural resources and to make an appropriation.

HB 1192 — Mahan, Lehman, Judy, Austin

Committee on Insurance

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

HB 1193 — Ziemke

Committee on Family, Children and Human Affairs

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

HB 1194 — Clere, Burton, Austin

Committee on Education

A BILL FOR AN ACT to amend the Indiana Code concerning education.

HB 1195 — McNamara, Steuerwald, Davisson, Pierce

Committee on Public Health

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

HB 1196 — McNamara, Mahan, Pierce, Lawson L

Committee on Family, Children and Human Affairs

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

HB 1197 — McNamara, Bacon, Zent

Committee on Veterans Affairs and Public Safety

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

HB 1198 — McNamara, Truitt

Committee on Rules and Legislative Procedures

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that Representatives Baird and Beumer be added as coauthors of House Bill 1017.

CHERRY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Cherry and Smaltz be added as coauthors of House Bill 1020.

BACON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Pierce, Ubelhor and Kersey be added as coauthors of House Bill 1021.

BACON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Forestal be added as coauthor of House Bill 1022.

BACON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Steuerwald and DeLaney be added as coauthors of House Bill 1055.

SOLIDAY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Davisson and C. Brown be added as coauthors of House Bill 1065.

CULVER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hamm be added as coauthor of House Bill 1086.

KIRCHHOFFER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Gutwein and Lehman be added as coauthors of House Bill 1090.

HALE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative VanNatter be added as coauthor of House Bill 1091.

HALE

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolution 2 and the same is herewith transmitted to the House for further action.

JENNIFER L. MERTZ
Principal Secretary of the Senate

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative McNamara, the House adjourned at 2:05 p.m., this twelfth day of January, 2015, until Tuesday, January 13, 2015, at 1:30 p.m.

BRIAN C. BOSMA
Speaker of the House of Representatives

M. CAROLINE SPOTTS
Principal Clerk of the House of Representatives